

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING COMPLETION UNDER RULE 53(f)

In re PATENT APPLICATION of
inventor Keith D. Allen
Appln. No.: 09/903,395
Filed: July 10, 2001
Title: Transgenic Mice Containing Melanocortin-3 Receptor
Gene Disruptions

Order/Docket No. R-653
Deposit Account No. 50-1271
Customer No. 26619

Date: October 25, 2001

Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

Sir:

The following **completes the filing** under Rule 53(f) of the above-identified patent application:

1. Enclosed is a copy of the Notice to File Missing Parts.
2. Signed Declaration enclosed: Original / facsimile/copy
3. Enclosed is an Assignment and cover sheet. Please return the recorded Assignment to the undersigned.
4. Enclosed is the sequence listing on paper and a diskette containing said sequence listing.
5. Applicants state that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and includes no new matter, as required by 37 CFR 1.821.
6. Applicants hereby claim "small entity" status.

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

7. Basic Filing Fee	\$370.	\$ 370.00	201
8. Total Claims 47 minus 20 = 27	x 9.	+ 243.00	203
9. Independent Claims 16 minus 3 = 13	x 42.	+ 546.00	202
10. Multiple Dependent Claims	140.	+ 140.00	
11. Surcharge for filing Declaration/filing fee late	65.	+ 65.00	205
12. FILING FEE: <input type="checkbox"/> CHARGE AUTHORIZATION <input checked="" type="checkbox"/> ENCLOSED = \$ 1364.00			
13. Original due date: October 30, 2001			
14. Petition is hereby made to extend the original due date to cover the date of this response, for which the requisite fee is enclosed.	\$ 55. / 195. 445. / 695.	.00	
15. If Assignment is included, add recording fee	\$ 40.	+ 40.00	581
16. TOTAL FEE (enclosed): = \$1404.00			

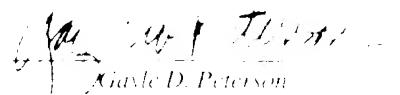
CHARGE STATEMENT: The Commissioner is hereby authorized to charge any missing fees required, or credit any overpayment, to our Account/Order No. shown above, for which a duplicate copy of this sheet is enclosed.

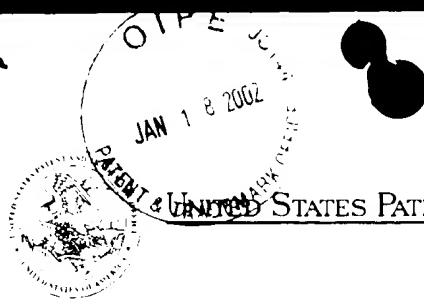
DELTAGEN, INC.

740 Bay Road
Redwood City, CA 94063
Tel: (650) 569-5168
Fax: (650) 569-5568


Robert J. Driscoll, Reg. 47,536 for Jane K. Babin, Reg. 47,224

I certify that the enclosed papers are being deposited with the U.S. Postal


Gayle D. Peterson



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20591
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APPLICATION NUMBER	FILED RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09 903,395	07/10/2001	Keith D. Allen	R-653

CONFIRMATION NO. 9465

FORMALITIES LETTER



OC000000006499749

DELTAGEN, INC.
1003 Hamilton Avenue
Menlo Park, CA 94025

Date Mailed: 08/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- Total additional claim fee(s) for this application is \$929.

- \$234 for 26 total claims over 20.
- \$560 for 14 independent claims over 3.
- \$135 for multiple dependent claim surcharge.

Adjustment date: 02/26/2002 MPRASAS0
01/24/2002 VTRUONG1 00000034 09903395
03 FC:203 -243.00 OP

02/26/2002 MPRASAS0 00000004 09903395
01 FC:203 225.00 OP

- The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27 must be submitted with the missing items identified in this letter.

Repln. Ref: 02/26/2002 MPRASAS0 0013335300
DAM:501271 Name/Number:09903395
FC: 704 \$18.00 CR

- The balance due by applicant is \$ 1349.**

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (July 22, 1998). If the effective filing date is on or after January 1, 1999, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (July 22, 1998).

Sequence listing information recorded in computer readable form must be filed with the application as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If an amendment including the sequence listing is filed, it must be filed with the application as an amendment.

in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

PAT
A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE